

JOURNAL OF THE SENATE

Wednesday, April 7, 1943

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Tuesday, April 6, 1943.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams, Baker, Barringer, Beacham, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—34.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Tuesday, April 6, was corrected as follows:

On page 1, column 1, line 4 from bottom of column, strike out the figures "35" and insert in lieu thereof the figures "34."

On page 1, column 2, line 13, strike out the name "Smith."

On page 1, column 2, line 14, strike out the figures "35" and insert in lieu thereof the figures "33."

On page 1, column 2, line 9 from bottom of page, strike out the name "Smith."

On page 1, column 2, line 8 from bottom, strike out the figures "35" and insert in lieu thereof the figures "34."

On page 3, column 2, line 11 from bottom, strike out the figures "3.00" and insert in lieu thereof the figures "2:45."

And as corrected, was approved.

Senator Shands moved that the flowers in the Senate Chamber be sent to the Dale Mabry Field Hospital.

Which was agreed to and it was so ordered.

By permission, the following Senate Concurrent Resolution was introduced:

By Senators Adams, Baker, Barringer, Beacham, Beall, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—

Senate Concurrent Resolution No. 2:

BE IT RESOLVED BY THE SENATE, THE HOUSE OF REPRESENTATIVES CONCURRING:

That the ladies of the American Legion Post located at Tallahassee, Florida, be and they are hereby granted the concession to operate, at a place in the lobby to be designated by the President of the Senate jointly with the Speaker of the House of Representatives, for the uses and purposes of their organization, a cold drink stand and other concessions incidental thereto, upon the same terms and conditions and with the same limitations as the same was operated during the 1941 session of the Legislature, the authority hereby granted to take effect immediately and to continue for the entire length of the biennial session of 1943, as well as for any subsequent special session of the Legislature which may be called prior to the convening of the 1945 session of the Legislature

Which was read the first time in full.

Senator Beacham moved that the rules be waived and Senate Concurrent Resolution No. 2 be read the second time in full.

Which was agreed to by a two-thirds vote.

And Senate Concurrent Resolution No. 2 was read the second time in full.

The question was put on the adoption of the Concurrent Resolution.

Which was agreed to and Senate Concurrent Resolution No. 2 was adopted, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

REPORTS OF COMMITTEES

The Secretary announced that a report of the Committee on Rules and Calendar had been filed.

Senator Collins moved that the report of the Committee on Rules and Calendar be taken up, considered and amendments offered by sections.

Which was agreed to and the following report of the Committee on Rules and Calendar was read by sections:

RULES AND PROCEDURE OF THE SENATE RULE I

Duties of the President

1. The President shall take the chair on every Legislative day at the hour to which the Senate shall have adjourned at the last sitting, immediately call the Senate to order and on the appearance of a quorum cause the Journal of the proceedings of the last day's sitting to be read.

2. He shall preserve order and decorum and in case of disturbance or disorderly conduct in the lobby or galleries, may cause the same to be cleared.

3. He shall have the general control, except as provided by rule or law, of the Senate Chamber and of the corridors and passages and of the unappropriated rooms in that part of the Capitol assigned to the use of the Senate, until otherwise ordered.

4. He shall sign all addresses, writs, warrants and subpoenas of or issued by order of the Senate; and decide the questions of order subject to an appeal by any Senator, on which appeal no Senator shall speak more than once, unless by permission of the Senate. He may speak to points of order in preference to other Senators.

5. He shall put questions in this form, to wit: "As many as are in favor (as the question may be) say aye"; and after the affirmative voice is expressed, "As many as are opposed, say no"; if he doubts, or if a division is called for, the Senate shall divide, those in the affirmative of the question shall rise first from their seats, and then those in the negative, and the Secretary shall count the votes; if he still doubts, or a count is required by at least five Senators, he shall name one from each side of the question to tell the Senators in the affirmative and negative; which being reported he shall rise and state the decision.

6. He shall have the right to name any Senator to perform the duties of the chair but said substitution shall not extend beyond an adjournment; provided, however, that in case of his illness, absence or other inability to discharge his duties, the President Pro Tem shall discharge the duties in all respects as the President himself might do, and the Journal shall show who is presiding at all times.

RULE II

Of the Senators

1. Every Senator shall be present within the Chamber of the Senate during its sittings, unless excused or necessarily prevented, and shall vote on each question put, unless he has a direct, personal or pecuniary interest in the event of such question, or is excused from voting by the Senate. Pairs shall be announced by the Secretary after the completion of the roll call, from a written statement sent to the desk by one Senator of the pair announcing how he and the Senator with whom he is paired would vote were they both voting.

RULE III

Questions of Privilege

1. Questions of privilege shall be: First, those affecting the rights of the Senate collectively, its safety, dignity, and the integrity of its proceedings; second, the rights, reputation and conduct of Senators individually, in their representative capacity only; and shall have precedence of all other questions, except motions to adjourn.

RULE IV Committees

1. Unless otherwise specially ordered by the Senate, the President shall appoint at the commencement of the Session, the following standing committees, viz:

- On Agriculture and Livestock, to consist of eleven members
- On Appropriations, to consist of thirteen members.
- On Attaches and Efficiency, to consist of six members.
- On Control of Legislative Expenditures, to consist of seven members.
- On Banking and Building and Loans, to consist of seven members.
- On Cities and Towns, to consist of seven members.
- On Citrus Fruits, to consist of eleven members.
- On Constitutional Amendments, to consist of seven members.
- On Corporations, to consist of five members.
- On County Organizations, to consist of seven members.
- On Drainage, to consist of five members.
- On Education, to consist of nine members.
- On Engrossed Bills, to consist of nine members.
- On Enrolled Bills, to consist of five members.
- On Executive Communications, to consist of five members.
- On Finance and Taxation, to consist of thirteen members.
- On Forestry and Parks, to consist of seven members.
- On Game and Fisheries, to consist of seven members.
- On Insurance, to consist of seven members.
- On Military Affairs and Civilian Defense, to consist of seven members.
- On Judiciary A, to consist of seven members.
- On Judiciary B, to consist of seven members.
- On Judiciary C, to consist of seven members.
- On Miscellaneous Legislation, to consist of ten members.
- On Motor Vehicles, to consist of five members.
- On Labor and Industry, to consist of nine members.
- On Pensions and Claims, to consist of eight members.
- On Prisons and Convicts, to consist of five members.
- On Privileges and Elections, to consist of seven members.
- On Public Health, to consist of six members.
- On Public Roads and Highways, to consist of thirteen members.
- On Public Utilities, to consist of nine members.
- On Rules and Calendar, to consist of seven members.
- On State Institutions, to consist of seven members.
- On Temperance, to consist of eleven members.
- On Transportation and Traffic, to consist of seven members.
- On Welfare, to consist of ten members.

2. He shall also appoint all Select and Conference Committees which shall be ordered by the Senate from time to time.

3. The first named member of the committee shall be the chairman; and in his absence, or being excused by the Senate, the next named member, and so on, as often as the case may happen.

4. No committee, except the Committee on Rules and Calendar, shall sit during the meeting of the Senate, without special leave.

5. The Chairman of the Committee on Engrossed Bills and the Chairman of the Committee on Enrolled Bills with the consent of the Committee on Attaches and Efficiency and with the approval of the President of the Senate are authorized to employ from time to time such clerical and other assistance as may be required to properly perform the duties of engrossing and verifying bills and enrolling and verifying bills and keeping a record of and mailing out the Senate Journals.

6. Each odd numbered Senatorial District shall be entitled to four attaches, each even numbered Senatorial District shall be entitled to two attaches, but the appointment and selection of said attaches shall be determined by the Committee on Attaches and Efficiency on the approval of the Senator of the District involved.

7. Should there be the necessity for additional attaches they shall be appointed by the Committee on Attaches and Efficiency and only then with the approval of the President of the Senate who shall not approve the same unless the necessity for such work is shown. A list of attaches approved and recommended by each Senator shall be furnished the Committee on Attaches and Efficiency and attaches shall be assigned and reassigned under the supervision of this Committee. Except by unanimous consent the total number of attaches, exclusive of the Secretary, Sergeant-at-Arms, Reading Clerk and Assistant Reading Clerks elected by the

Senate, shall not exceed a maximum of 165 at any one time, except that this rule shall not conflict with carrying out the provisions of Section 5 of Rule IV. Attaches unable to efficiently perform the duties assigned to them shall be replaced on recommendation of the Committee on Attaches and Efficiency with other attaches appointed and selected by the Committee with the approval of the Senator of the District involved.

8. The President of the Senate shall have the authority to appoint a Secretary to the President and a Bill Clerk.

9. All expenses incurred by any special committee shall be certified, with the items thereof, under oath, to the Chairman of the Committee on Control of Legislative Expenditures, who shall keep on file all certificates made to him under this rule.

10. All employees and attaches, except regular committee clerks and stenographers, shall remain in attendance at all times while the body is in session and, when not in session, shall observe the same hours of employment as regular Capitol employees. Committee clerks and stenographers shall keep themselves available to suit the convenience of the several committees and individual members of the Senate. All employees of the Senate shall stay on the job at all times the Senate is in session, and at other times when required. If attaches miss a day without permission they shall be dropped from the payroll or their compensation reduced as the Committee on Attaches and Efficiency may decide.

11. Attaches guilty of lobbying for or against any question before the Senate or House of Representatives shall be discharged immediately.

RULE V.

Introduction of Bills and Joint Resolutions

1. Every bill, memorial and resolution shall be sent, endorsed with the name of the Senator introducing it, to the Secretary to be by the President referred to the appropriate committee or committees, should a Senator desire the bill, memorial or resolution referred to a particular or special committee or committees, he shall make such motion, and such motion to be effective in determining the reference must be adopted by a two-thirds affirmative vote; in all cases the title and reference thereof shall be entered on the Journal. Every bill and joint resolution to be presented shall be typewritten without any erasure or interlineation or the President may refuse it, and the title shall also be placed on the outside cover under the number of the bill or joint resolution. All bills, local or general, shall be introduced in quadruplicate (the original and three copies) and the Bill Secretary shall keep a file for original bills and a separate file for duplicate bills. The triplicate of every bill shall be delivered to the Press for its use. The quadruplicate copy of every bill shall be delivered to the Sergeant-at-Arms, who shall keep the same in a file in his office for the use and benefit of the public. No original bill or duplicate bill shall be allowed to be taken from the Secretary's file by anyone other than by a Senator or the proper committee to whom the bill has been referred, and in either event the Bill Secretary shall take the receipt of the Senator or of the committee to whom any original bill is given. Each original bill introduced shall be accompanied by two copies of the title.

2. When a bill, resolution or memorial is introduced "by request" these words shall be entered upon the Journal.

3. All local bills which require publication shall, when introduced, have proof of publication securely attached to both original and duplicate copies of the bill as the first or front pages thereof or the same may be rejected by the Secretary.

RULE VI

Calendars and Reports of Committees

1. There shall be four divisions of the calendar as to bills and joint resolutions as follows:

(a) A list of Senate Bills of a general nature and of joint and concurrent resolutions, by title only, which shall be taken up and considered only in their regular order, except by an affirmative two-thirds vote, unless otherwise provided by a special rule reported by the Committee on Rules and Calendar and approved by the Senate.

(b) A list of Senate Bills of local nature which shall be taken up and considered only in regular order at such time as may from time to time be designated by the Committee on Rules and Calendar.

(c) A list of House Bills of general nature and of House Joint Resolutions, by title only, which shall be taken up and considered only in their regular order except by an affirmative two-thirds vote, unless otherwise provided by a special rule reported by the Committee on Rules and Calendar and approved by the Senate.

(d) A list of House Bills of a local nature which shall be taken up and considered only in their regular order at such time as may be designated by the Committee on Rules and Calendar.

(e) In making up the calendar the Secretary shall list all bills and resolutions under appropriate headings with reference to their origin, whether in the Senate or House, whether general or local, and whether on second or third reading.

(f) The calendar of the local bills shall be published only on the days when sessions have been set aside for the consideration of such bills, and on the preceding day.

2. All favorable reports of committees on bills and joint resolutions shall be delivered to the Secretary for reference to the Calendar under the direction of the President in accordance with the foregoing provisions of this rule, and the titles thereof shall be entered on the Journal together with the statement that the same was reported favorably.

3. All bills and joint resolutions reported unfavorably shall be laid on the table unless upon motion of a Senator passed by a two-thirds vote same shall be placed on the Calendar, in which event it shall be the duty of the Secretary to place the same on the Calendar. When such bills are reached on second reading it shall be the duty of the chairman of the committee making unfavorable report thereon to move for indefinite postponement and in such case the entry on the Journal shall be "Mr. _____, Chairman of the Committee on _____ as required by the rule moved that _____ Bill No. _____ be indefinitely postponed."

Senator Collins offered the following amendment to Rule 6:

In Sub-section 3 of Rule VI, strike out the words "two-thirds" and insert in lieu thereof the following "majority."

Senator Collins moved the adoption of the amendment.

Upon which a roll call was demanded.

Upon call of the roll on the adoption of the amendment offered by Senator Collins to Rule 6, the roll was called and the vote was:

Yeas—Senators Barringer, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Lewis, Linder, Maines, McArthur, Perdue, Rose, Shands, Sheldon, Sturgis, Taylor, Upchurch, Wilson—24.

Nays—Mr. President; Senators Adams, Baker, Beacham, Housholder, Johnson, King, Maddox, McKenzie, Shuler—10.

So the amendment was adopted.

4. Every bill or resolution referred to a committee shall be reported back within seven days from the date of its reference, unless otherwise ordered by the Senate.

5. Reports of committees on bills and joint resolutions shall be filed in duplicate.

6. Presentation of reports of committees of conference shall always be in order, except when the Journal is being read, while the roll is being called or the Senate is dividing on any point; and there shall accompany every such report a detailed statement sufficiently explicit to inform the Senate of the effect any amendments or modifications will have upon the measure to which such report relates.

RULE VII

Decorum and Debate

1. When any Senator desires to speak or deliver any matter to the Senate, he shall rise at his desk and respectfully address himself to "Mr. President," and on being recognized, may address the Senate from any place on the floor, and shall confine himself to the question under debate, avoiding personalities.

2. When two or more members rise at once, the President shall name the Senator who is first to speak.

3. If any Senator, in speaking or otherwise shall transgress the rule of the Senate, the President shall, or any Senator may, call him to order; in which case he shall immediately sit down, unless permitted, on motion of another Senator, to explain, and the Senate shall, if appealed to, decide on the case without debate; if the decision is in favor of the Senator

called to order, he shall be at liberty to proceed, but not otherwise; and if the case require it, he shall be liable to censure or such punishment as the Senate may deem proper.

4. No Senator shall speak more than once on one question, to the prevention of any other who has not spoken and is desirous to speak; nor more than twice without obtaining leave of the Senate nor for any longer period of time than thirty minutes, without yielding the floor, except by consent of two-thirds of the Senators present.

5. While the President is putting a question no member shall walk out or across the hall, nor when a Senator is speaking pass between him and the Chair, and during the session of the Senate no Senator shall wear his hat, or remain by the Secretary's desk during the calling of the roll or the counting of the ballots, and the Sergeant-at-Arms is charged with the strict enforcement of this clause.

6. No Senator speaking shall be interrupted by another but by rising to call order, or a question of privilege, without the consent of the Senator speaking.

7. After a question is put to vote no Senator shall speak on it.

8. No Senator or other persons shall talk across the bar or rail of the Senate floor.

RULE VIII

On the Calls of the Roll of the Senate

1. Upon every roll call the names of the Senators shall be called alphabetically by surname, except where two or more have the same surname in which case the number of the Senatorial District shall be added. The President's name shall be called at the end of the roll call.

2. In all calls of the Senate the doors shall be closed, the name of the Senator shall be called by the Secretary, and the absentees noted, and those for whom no sufficient excuse is made, may, by order of a majority of those present, be sent for and arrested, wherever they may be found, by officers to be appointed by the President for that purpose, and their attendance secured and retained; and the Senate shall determine upon what condition they shall be discharged.

3. On the demand of any Senator, or at the suggestion of the President, the names of Senators sufficient to make a quorum in the hall of the Senate but do not vote shall be noted by the Secretary and recorded in the Journal, and reported to the President with the names of the Senators voting, and be counted and announced in determining the presence of a quorum to do business.

4. All questions, motions or resolutions involving legislative expenditures shall be adopted only upon a majority vote after roll call.

RULE IX

On Motions, Their Precedence, Etc.

1. Every motion made to the Senate and entertained by the President shall be reduced to writing on the demand of any member, and shall be entered on the Journal with the name of the Senator making it unless it is withdrawn the same day.

2. When a motion has been made, the President shall state it, or (if it be in writing), cause it to be read aloud by the Secretary before being debated, and it shall then be in possession of the Senate, and may be withdrawn at any time before a decision or amendment.

3. When any motion or proposition is made, the question "Will the Senate Now Consider It?" shall not be put unless demanded by a member.

4. When a question is pending no motion shall be received but:

- (a) To adjourn.
- (b) To suspend the rules.
- (c) To adjourn to a time certain.
- (d) To take a recess.
- (e) To proceed to the consideration of the Executive business.
- (f) To lay on the table.
- (g) To postpone to a day certain.
- (h) To commit.
- (i) To amend or to substitute.
- (j) To postpone indefinitely.

Which several motions shall have precedence as they stand

arranged; and the motion relative to adjournment, to take a recess, to proceed to the consideration of Executive business, to lay on the table, shall be decided without debate; provided, however, that when a motion to lay on the table has been made, the introducer of the subject matter under discussion shall be allowed five minutes to discuss the same, if he desires to do so; or he may divide his time or waive his right in favor of any Senator.

5. When a substitute is offered and taken up for consideration it shall be subject to amendment in the same manner as the original proposition and the effect of rejection of the substitute as amended, shall be to reinstate the original for consideration. If a secondary matter be laid on the table, it shall not operate to carry the original matter with it.

6. The hour at which the Senate adjourns shall be entered on the Journal.

7. On the demand of any Senator before a question is put, the question shall be divided if it includes propositions so distinct in substance that one being taken away, a substantive proposition shall remain.

8. Pending a motion to suspend the rules, the President may entertain one motion that the Senate adjourn, but after the result thereon is announced he shall not entertain any other dilatory motion until the vote is taken on suspension. A motion to suspend the rules shall be decided without debate; provided, however, that the mover shall be allowed to speak for one minute on explaining the reason for said motion.

RULE X.

Reconsiderations

1. When a question has been decided by the Senate, any Senator voting with the prevailing side may, on the same legislative day or the next legislative day move a reconsideration thereon, and such motion may be made pending a motion to adjourn, and the making of such motion shall be in order though the time of adjournment has arrived or passed, and such motion shall be a special and continuing order of business for the legislative day succeeding that on which the motion was made and unless acted on on said day it shall be considered abandoned, and if the Senate shall refuse to consider, or upon reconsideration shall confirm its first decision, no further motion to reconsider shall be in order, unless by unanimous consent.

RULE XI

Of Amendments

1. When a motion or proposition is under consideration a motion to amend and a motion to amend that amendment shall be in order, and it shall also be in order to offer a further amendment by way of substitute to which one amendment may be offered but which shall not be voted on until the original matter is perfected, but either may be withdrawn before the amendment or decision is had thereon.

2. No bill or joint resolution shall be amended except on second reading, or by unanimous consent.

3. A motion to strike out and insert is indivisible, but a motion to strike out being lost shall neither preclude amendment nor motion to strike out and insert, and no motion or proposition on a subject different from that under consideration shall be admitted under color of amendment.

RULE XII

Order of Business and Procedure

1. The daily order of business shall be as follows:
 - First: Roll Call.
 - Second: Prayer by Chaplain.
 - Third: Reading of Journal.
 - Fourth: Correction and approval of the Journal.
 - Fifth: Reports of Committees.
 - Sixth: Introduction of resolutions and consideration of Senate Resolutions.
 - Seventh: Introduction of bills and joint resolutions.
 - Eighth: Consideration of other resolutions.
 - Ninth: Messages from the Governor.
 - Tenth: Messages from the House of Representatives.
 - Eleventh: Order of the day.
 - Twelfth: Consideration of bills and joint resolutions on third reading.
 - Thirteenth: Consideration of bills and joint resolutions on second reading.
 - Fourteenth: Miscellaneous business.

Fifteenth: Petitions and memorials.

2. Business on the President's table shall be disposed of as follows:

Messages from the Governor shall be referred to the appropriate committee without debate. Reports and communications from the heads of departments, and other communications addressed to the Senate, and bills, resolutions and messages from the House may be referred to the appropriate committee in the same manner and with the same right of correction as bills presented by Senators; but Senate Bills with House Amendments may be at once disposed of as the Senate may determine; and House Bills and House Joint Resolutions favorably reported by a committee of the Senate may be substituted for such Senate Bill or Joint Resolution on motion of any Senator.

3. The unfinished business in which the Senate was engaged at the time of the last adjournment shall have the preference in the orders of the day after motions to reconsider have been disposed of.

4. No bill or joint resolution shall be introduced by a member without special leave, except under the regular order of business, and all bills and joint resolutions when so introduced shall be committed before they are passed to second reading.

5. Any bill or resolution shall be read in full at the request of any Senator, unless objection be made; when the question shall be determined by the Senate without debate.

6. No bill or joint resolution shall pass to be engrossed without two several readings on two separate days.

7. All bills and joint resolutions after a second reading shall be committed to the Standing Committee on Engrossed Bills, whose duty it shall be to strictly examine the same, and if found by them to be correctly engrossed, they shall so endorse on the same; provided, that any bill or joint resolution which has passed second reading without amendment shall be placed on the Calendar of Bills on third reading without reference to said Committee, unless the Senate shall order otherwise; and such bill or joint resolution shall be considered as engrossed.

8. No engrossed bills or joint resolutions shall be amended without the unanimous consent of the members present, and when so amended shall be re-engrossed unless it is otherwise ordered by the Senate and shall not lose its place on the calendar.

9. All resolutions requiring the concurrence of the House of Representatives shall be read to the Senate and lie over one day before final action thereon, unless otherwise ordered by the Senate.

10. All orders or resolutions requiring information from the Governor, Cabinet Officers, or action of a committee shall be read to the Senate and acted upon as in case of motions, and shall be spread upon the Journal of the Senate.

11. Messages shall be sent to the House of Representatives by the Secretary, who shall previously endorse the final determination of the Senate thereon.

12. Whenever the Senator who introduced any bill or resolution is absent from the chamber when such bill or resolution is reached in its regular order on any of its readings, such bill or resolution shall be passed and placed at the foot of the calendar, and this rule shall not be waived or suspended except by unanimous consent.

RULE XIII

Change or Suspension of Rules

1. No rule of the Senate shall be changed or suspended or waived, except by a vote of two-thirds of the members voting, quorum being present, provided, that unanimous consent shall be necessary to a change, modification, waiver or suspension of any rule specifically requiring unanimous consent for such change, modification, waiver or suspension, or any rule providing for its own suspension or waiver by Special Rule reported by Committee on Rules and Calendar and approved by the Senate. No bill can be taken up for consideration out of order without a two-thirds affirmative vote, unless otherwise provided by special rule reported out by the Committee on Rules and Calendar and approved by the Senate.

RULE XIV

Of Admission to the Floor

1. No person not a member of the Senate shall be ad-

mitted inside of the bar, or on the main floor of the Senate while the Senate is in session except the Senators, members of the families of the Senators, the Governor, his Cabinet Officers, ex-Governors, United States Senators, members of the House of Representatives of the United States and of this State, and Judges of the Supreme Court, Circuit Court and Federal Courts and former State Senators of Florida.

2. That the President shall admit to the floor, under such regulations as he may prescribe, stenographers and reporters wishing to take down the debates and proceedings unless otherwise ordered by the Senate.

3. The provisions of this rule shall not be subject to waiver except by unanimous consent.

RULE XV

Pay to Witnesses

The rule of paying witnesses subpoenaed to appear before the Senate or either of its committees shall be as follows: for each day a witness shall attend, the sum of Two Dollars; for each mile he shall travel in coming to and going from the place of examination the sum of five cents each way, but nothing shall be paid for travel when the witness has been summoned at the place of trial.

RULE XVI

Messages

Messages received from the House of Representatives and the Governor giving notice of bills passed or approved, shall be entered in the Journal of the day's proceedings.

RULE XVII

No bill, order, resolution, or other matter for the use of the Senate, shall be printed without special order of the Senate.

RULE XVIII

The Senate shall meet daily except Sundays. The hour for the convening for the morning session shall be 11:00 A. M., and the hour for adjournment for said morning shall be 1:00 P. M. When the Senate shall determine to hold morning and afternoon sessions, the hour for convening for the afternoon session shall be 2:30 P. M. and the hour for adjournment shall be 5:00 P. M.

RULE XIX

The Secretary of the Senate and the Sergeant-at-Arms shall be under the supervision of the President of the Senate.

The Assistant Sergeant-at-Arms, doorkeepers, janitor, pages and other attaches, except where otherwise specifically provided in these rules shall be under the supervision of the Sergeant-at-Arms. Stenographers, typists and verifiers, except as otherwise provided in these rules, shall be under the supervision of the Secretary.

The Enrolling Secretary and all clerical assistants employed in the engrossing and verifying of enrolled bills shall be under the supervision of the chairman of the Committee on Enrolled Bills.

The Engrossing Secretary and all clerical assistants employed in the engrossing and verifying of engrossed bills shall be under the supervision of the Chairman of the Committee on Engrossed Bills.

RULE XX

Jefferson's Manual

The rules of parliamentary practice comprised in Jefferson's Manual shall govern the Senate in all cases to which they are applicable, and in which they are not inconsistent with the Standing Rules and Orders of the Senate, or the Joint Rules of the Senate and House of Representatives.

RULE XXI

Of the Journal

It shall be the duty of the Recording Secretary of the Senate to bind together one copy of the Journals of each day, after they shall have been approved by the Senate, and prepare and index upon forms to be furnished by the Attorney General's office, and said Journal shall be the official one

of the Senate; that such index shall be plainly written or typed, and the Recording Secretary shall have twelve days after the Senate adjourns for completing the index.

RULE XXII

There shall be a Sergeant-at-Arms and one Assistant Sergeant-at-Arms of the Senate and it shall be the duty of said officers to attend the Senate during its sittings, to maintain order under the direction of the President or other presiding officer in the chair; to execute the commands of the President of the Senate and of the Senate, and all processes issued by authority thereof, directed to him, to have charge of all property of the Senate, to disburse the expendable materials of the Senate to members of the Senate for their official use; to cause to be printed the number of Journals and Calendars of the Senate certified to him by the Legislative Expenditures Committee, and to comply with any orders or resolutions of the Senate; to have general charge of the gallery of the Senate provided for the public and maintain order therein; to provide drinking water for the comfort of the members of the Senate and ice for the same when necessary; to make requisition for all materials in the form of blanks and printed stationery which may be required by the Senate and distribute the same on request of the members; to purchase for the use of the Senate, unless otherwise ordered, all articles which shall be ordered by the Senate to be provided for the use of the Senate which are to be purchased, and rent or otherwise secure any articles which are to be rented or provided and so ordered by the Senate and to perform any special duty which may be required by order or resolution of the Senate, or the President of the Senate in the exercise of his lawful authority and shall police the Senate Chamber and Committee Rooms and be responsible therefor.

Rules Governing Executive Session

Rule 1. Where nominations shall be made by the Governor to the Senate, they shall, unless otherwise ordered by the Senate, lie over for action until the day succeeding the day upon which they are made; and the final question on every nomination shall be "Will the Senate advise and consent to this nomination?" which question shall not be put on the day on which the nomination is received.

Rule 2. Nominations neither approved nor rejected during the session at which they are made, shall not be acted upon at any succeeding session without again being made by the Governor; and if the Senate shall adjourn sine die, all nominations pending and not finally acted upon at the time of taking such adjournment, shall be returned to the Governor and shall not be acted upon afterwards, unless again submitted to the Senate by the Governor, and all motions pending to reconsider a vote upon nomination shall fall on such adjournment.

Rule 3. All information or remarks concerning the character or qualification, or the vote upon the confirmation of any person nominated by the Governor to office, shall be kept a secret; but the fact that a nomination has been made shall not be regarded as a secret after time has expired when a motion to reconsider may be made, and it shall be considered a breach of privilege for any Senator to break this rule.

Rule 4. When acting on executive business the Chamber shall be cleared of all persons except the Secretary of the Senate, who shall be sworn to keep the secrets of the Senate.

Rule 5. The legislative proceedings and executive proceedings of the Senate shall be kept in separate books.

Rule 6. Nominations approved or definitely acted upon by the Senate shall not be returned by the Secretary of the Senate to the Governor until the expiration of the time limit for making a motion to reconsider the same, or while a motion to consider is pending, unless otherwise ordered by the Senate.

Rule 7. No transcript of the executive records shall be furnished unless by special order of the Senate.

Rule 8. ALL CONFIDENTIAL COMMUNICATIONS MADE BY THE GOVERNOR SHALL BE BY THE MEMBERS AND OFFICERS OF THE SENATE KEPT SECRET.

Rule 9. Communications from the Governor as to the suspension or removal of officers shall be considered in executive session, and, unless otherwise ordered, shall lie over for action to the executive session next succeeding that at which they are laid before the Senate.

Rule 10. VIOLATION OF THE ABOVE RULES AS TO THE SECRECY OF THE PROCEEDINGS OF EXECUTIVE SES-

SIONS SHALL BE CONSIDERED BY THE SENATE AS SUFFICIENT GROUNDS FOR THE UNSEATING OF THE OFFENDING SENATOR.

The final question on every suspension or removal of officers, shall be, "Will the Senate consent to the suspension and removal of said officer," or "Will the Senate, upon the recommendation of the Governor, remove said officer," as the case may require.

Joint Rules

Rule 1. While bills and joint resolutions are on their passage between the two Houses, they shall be on paper and under the signature of the Secretary or Clerk of each House respectively.

Rule 2. After a bill or joint resolution shall have passed both Houses it shall be duly enrolled as provided by Chapter 7346, Acts of 1917, by the Enrolling Clerk of the House of Representatives or Enrolling Secretary of the Senate, as the bill may have originated in the one or the other House, before it shall be presented to the Governor of the State or filed with the Secretary of State.

Rule 3. When a bill or joint resolution is enrolled it shall be examined by the Standing Committees of the Senate and the House of Representatives on Enrolled Bills, acting jointly, who shall carefully compare the enrollment with the engrossed bill or joint resolution as passed by the two Houses, and correcting any errors that may be discovered in the enrolled bill or joint resolution, make their report forthwith to their respective Houses.

Rule 4. After examination and report, each bill and joint resolution shall be submitted to the introducer for his inspection, upon his request, and thereafter shall be signed in the respective Houses, first by the Speaker of the House of Representatives, and the Clerk thereof, then by the President of the Senate and Secretary thereof.

Rule 5. That the Committee of the Senate on Enrolled Bills and the Committee of the House on Enrolled Bills shall constitute a joint Committee on Enrolled Bills.

Rule 6. After a bill shall have been thus signed in each House, it shall be presented by the said committee to the Governor of the State for his approval, it being first endorsed on the back thereof, certifying in which House the same originated, which endorsement shall be signed by the Secretary or Clerk, as the case may be, of the House in which it did originate, entered on the Journal of each House. The same Committee shall report the day of presentation to the Governor which time shall also be carefully entered on the Journal of each House.

Rule 7. All orders, resolutions and votes which are to be presented to the Governor of the State for his approval shall also in the same manner be previously enrolled, examined and signed, and shall be presented in the same manner and by the same committee as provided in case of bills.

Rule 8. Before being put upon its passage, every resolution in either House, to which the concurrence of the other may be necessary (except a question of adjournment) shall receive two readings, which (unless two-thirds of the members present decide otherwise) shall be upon two different days; and the Clerk or Secretary upon proceeding thereto shall announce whether the same be the first or second of such readings, and all such resolutions upon their passage shall be certified, of course, and without the necessity of any motion or vote to that effect by the Clerk or Secretary respectively of the House so passing said resolution to the other.

Rule 9. Joint resolutions shall, prior to their passage, receive three readings, which (unless two-thirds of the members present shall decide otherwise) shall be upon three different days; and the Clerk or Secretary upon proceeding thereto, shall announce whether the same be the first, second or third reading; and upon their passage, such resolution shall be certified by the House so passing the same to the other in like manner to that prescribed in joint rule number eight for concurrent resolutions.

Rule 10. All reports by the committee on enrolled bills shall be designated by a consecutive number, and in reporting to the respective Houses submission of enrolled bills to the Governor the following form may be used:

Senator _____, Chairman of the Joint Committee on Enrolled Bills, on the part of the _____ reported that the Committee had this day submitted to the Governor for his approval _____ bills listed in Report Number _____ of the Joint Committee on

Enrolled Bills, being _____ (here list the respective numbers of the bills so submitted, but not the titles).

Rule 11. Committee reports shall be in the following form:
Senator _____, Chairman of the Committee on _____, reported that the Committee had carefully considered the following bills and recommends that they do _____ pass (or pass with amendments as the case may be.)

The Journal entry as to such Committee Reports shall omit the address to the President or Speaker, and shall omit the signature of the Committee Chairman.

Senator Beacham moved the adoption of the foregoing rules as contained in the Report of the Committee on Rules and Calendar, as amended.

Which was agreed to and the rules, as amended, were adopted.

Senator Beacham moved that 300 copies of the Rules, as adopted, be printed.

Upon call of the roll on the adoption of the motion made by Senator Beacham that 300 copies of the Rules be printed, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—34.

Nays—None.

Which was agreed to and it was so ordered.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

By permission, the following Message from the House of Representatives was received and read:

Tallahassee, Florida,
April 7, 1943.

Hon. Philip D. Beall,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 1:

A bill to be entitled An Act to amend Section 11.03 Florida Statutes, 1941, relating to proof of publication of notice of special or local legislation.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,
Chief Clerk House of Representatives.

And House Bill No. 1, contained in the above message, was read the first time by title only.

Senator Rose moved that the rules be waived and House Bill No. 1 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1 was read the second time by title only.

Senator Rose moved that the rules be further waived and House Bill No. 1 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1 was read the third time in full.

Upon the passage of House Bill No. 1 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—34.

Nays—None.

So House Bill No. 1 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Beacham moved that a committee be appointed to escort Honorable Geo. E. Holt, Circuit Judge of the 11th Judicial Circuit, to a seat on the rostrum.

Which was agreed to.

The President appointed Senators Beacham, Upchurch and McKenzie as the committee.

INTRODUCTION OF RESOLUTIONS AND CONSIDERATION OF SENATE RESOLUTIONS

By Senator Shands—

Senate Resolution No. 2:

WHEREAS the world is now involved in a great and most serious conflict and in speaking of which, FRANKLIN D. ROOSEVELT, our President, has said;

"We are now in this war! We are in it all the way. Every single man, woman and child is a partner in the most tremendous undertaking of our American history. We must share together the bad news and the good news, the defeats and the victories—the changing fortunes of war"; and

WHEREAS, in order that the National undertaking may be successfully carried out as planned by our President and the leaders of our armed forces for the protection and preservation of the democratic manner of living, Federal taxes never heretofore known have been necessitated, imposed and collected and

WHEREAS, the ravages of total war will render unavoidable the exigency for fresh sources of income for the National Government, and

WHEREAS, sound principles of state government in a world at war direct rigid adherence to economy in the administration of the Government of the State of Florida to the end that the taxpayers of Florida shall be unencumbered with unnecessary state taxation thus liberating their resources and better enabling them to bear their part of the burden of this World War Program;

NOW THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA:

1. That the President of the Senate be and he is herein and hereby authorized and directed to appoint a Committee from the Membership of this Senate consisting of not less than three nor more than five to study the reports called for by this Resolution and to Report to the Senate the result of its findings. Said Committee shall have the power to subpoena witnesses.

2. That the Governor of the State of Florida, the Secretary of State, the Commissioner of Agriculture, the Superintendent of Public Instruction, the State Treasurer, the Attorney General and the Comptroller of the State of Florida, and every Board or Commission of the State of Florida acting under and by virtue of the Statutory authority, be and they are hereby requested to submit to the Senate, within ten days after the date of the adoption of this Resolution, a report and statement showing:

a. The names of any and all employees regularly or specially employed or experts in their respective departments from January 1, 1941 to and including December 31st, 1942, and the general nature of duties performed by each.

b. The amount of salary, fees, commissions and expenses, or compensation by whatever name called, paid to each and every such employee.

c. The name of any and all attorneys employed, giving the amount of salary, fees, commissions, expenses or other compensation so paid to such attorneys.

d. That the reports called for herein be prepared to show the information herein required on a monthly basis for the period covered.

3. That the Secretary of the Senate be and he is herein and hereby authorized and directed to deliver to the Governor, Secretary of State, Commissioner of Agriculture, Superintendent of Public Instruction, State Treasurer, Attorney General, Comptroller of the State of Florida, and the Chairman of each and every Board or Commission acting by and under Statutory Authority, and by whatever name called, a certified copy of this Resolution at the earliest practicable date.

4. That immediately upon the receipt of such report by the Senate, that said reports be referred to the Committee to be appointed as provided for in Paragraph One of this Resolution.

5. That it is not the purpose of this Resolution to chal-

lenge or criticize the regularity, legality or the good faith of any official or department of State Government, neither is it presented or adopted for the purpose of laying a basis or foundation for any investigative purpose into the regularity, legality or good faith of any official or department, but solely and only for the purpose of procuring information.

Which was read the first time in full and referred to the Committee on Judiciary "A".

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Lindler (By Request)—

Senate Bill No. 1:

A bill to be entitled An Act to amend Section 585.32, Florida Statutes 1941, relating to the purchase and distribution of anti-hog cholera serum and virus and the appropriation therefor.

Which was read the first time by title only.

Senator Lindler moved that the rules be waived and Senate Bill No. 1 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1 was read the second time by title only.

Senator Lindler moved that the rules be further waived and Senate Bill No. 1 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1 was read the third time in full.

Upon the passage of Senate Bill No. 1 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Brewton, Carroll, Clarke, Clett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—34.

Nays—None.

So Senate Bill No. 1 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Taylor moved that a committee be appointed to escort Honorable T. Frank Hobson, Circuit Judge of the Sixth Judicial Circuit, to a seat on the rostrum.

Which was agreed to.

The President appointed Senators Taylor, Lewis and Barringer as the committee.

The following message from the Governor was received and read:

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
TALLAHASSEE

April 6, 1943.

GENTLEMEN OF THE LEGISLATURE:

In pursuance of the requirement of Section 11 of Article IV of the State Constitution, I have the honor to transmit herewith a report covering every case of fine or forfeiture remitted, or reprieve, pardon or commutation granted, stating the name of the convict, the crime for which he was convicted, the sentence, its date, and the date of its remission, commutation, pardon or reprieve since making report to the Regular Session of the Legislature, April 9, 1941.

Respectfully submitted,
SPESSARD L. HOLLAND,
Governor.

The following message from the Secretary of State was received and read:

Tallahassee, Florida,
April 6, 1943.

Hon. Philip D. Beall,
President of the Senate.

Sir:

In conformity with the provisions of Section 28, of Article 3, of the Constitution of the State of Florida, I transmit herewith the following Bills which originated in the Senate during the 1941 Session, and were vetoed by the Governor, together with the Governor's objection thereto.

Senate Bill No. 53:

"A bill to be entitled An Act fixing the salaries of the Judges

of the Circuit Court payable by the State of Florida, making appropriation to pay the same and repealing conflicting laws."

Senate Bill No. 382:

"A bill to be entitled An Act for the relief of Johnnie Kalil and F. A. Kalil, as partners doing business under the firm name and style of Johnnie's Luncheonette in the City of Live Oak, Suwannee County, Florida."

Senate Bill No. 478:

"A bill to be entitled An Act limiting the hours of employment of certain State employees and providing for payment of overtime for such employees."

Senate Bill No. 522:

"A bill to be entitled An Act giving and granting to Honorary Consuls, Vice-Consuls and Consular Agents representing foreign governments in the State of Florida the same rights and privileges as are granted to Consuls of Career."

Senate Bill No. 605:

"A bill to be entitled An Act to amend Sections 1 and 3 of Chapter 10096 Laws of Florida, Acts of 1925, the same being an Act relating to corporations, so as to extend the provisions of said Chapter to all corporations for profit."

Senate Bill No. 695:

"A bill to be entitled An Act to regulate the issuing of license to practitioners of massage, and the practice of the profession of massage. Defining and regulating massage establishments and operation thereof. Designating the method of determining accredited schools of massage, also providing penalties for violation of this Act."

Senate Bill No. 772:

"A bill to be entitled An Act to authorize the Board of County Commissioners of Lake County, Florida, and the Board of Administration of the State of Florida, and the State Treasurer, as Ex-Officio Treasurer of Lake County to pay the expenses incurred by said Lake County in defending suits attacking the validity of outstanding bonds and taxes assessed to pay interest and principal of such bonds."

Senate Bill No. 773:

"A bill to be entitled An Act to regulate distribution, sale or vending of intoxicating liquors as defined by Section 13 of Chapter 16774, Laws of Florida, Acts of 1935, within the territorial limits of Lake County, Florida."

Senate Bill No. 802:

"A bill to be entitled An Act to amend Section 4 of Chapter 14832, Laws of Florida, Acts of 1931, as amended, being 'An Act to provide for a State Racing Commission to prescribe its powers and duties and to fix the compensation of its members; to provide for holding referendum and recall elections in any County to determine whether racing shall be permitted or continued therein, to provide for licensing and taxing such racing and apportioning the moneys derived therefrom among the several counties of the State; to provide for and regulate the making of pari-mutuel pools within the inclosure of licensed race tracks; providing certain penalties for the violation of this Act and for other purposes relating thereto,' by providing for the revival of permits and the issuance of licenses to owners or successors in title to dog racing plants under certain conditions; providing the procedure to procure the same and fixing the time or times at which racing meets may be conducted at any such racing plant."

Respectfully yours,

R. A. GRAY,
Secretary of State.

And the bills of the 1941 Session accompanying, and referred to in the foregoing message from the Secretary of State, together with the Governor's objections thereto, were referred to the Committee on Executive Communications.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
April 7, 1943.

Hon. Philip D. Beall,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has adopted—

House Concurrent Resolution No. 1:

Commemorating the twenty-sixth anniversary of the entry of the United States of America into World War One.

WHEREAS, twenty-six years ago today, on the 6th day of April 1917, the Congress of the United States of America, in order to defend democracy, the democratic way of life and our country, declared war on our foreign enemies and joined forces with our allies and prosecuted the war to a successful finish, and

WHEREAS, our country is again engaged in a mighty world-wide conflict and has joined forces with the United Nations against our common enemies, who are again seeking to conquer the world and destroy democracy and the democratic way of life, and

WHEREAS, the young men of our State and country valiantly served in our armed forces and sacrificed their lives in World War One, and are today again valiantly serving in the armed forces of our country on battle fronts throughout the world, fighting in the cause of right and freedom.

THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING:

That we, the Representatives of the people of the State of Florida, for ourselves and for the people of our great State, do hereby manifest and record our esteem and appreciation of those patriotic young men and women of our State and country who so valiantly gave their services and their lives in World War One, and those who are today performing many feats of bravery for their country on the battle fronts throughout the world in this mighty conflict, and by this resolution we pay tribute to the noble sacrifices which they have made in the past and which they will make in the future, and by reason of which the present war will be brought to a successful conclusion, and in commemorating this anniversary we trust and believe that these sacrifices will not be in vain but will bring peace and order throughout the world for many years to come.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,
Chief Clerk House of Representatives.

And House Concurrent Resolution No. 1, contained in the above message, was read the first time in full and referred to the Committee on Judiciary "A."

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
April 7, 1943.

Hon. Philip D. Beall,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has adopted—

House Concurrent Resolution No. 2:

WHEREAS, the United States of America, Office of Price Administration, in establishing the eastern gasoline and oil ration zone, placed all that part of the State of Florida lying east of the Apalachicola River in said zone, which zone extends along the Atlantic Ocean, from and including the State of Maine to and including all the State of Florida east of the said Apalachicola River;

WHEREAS, in establishing the Gulf states gasoline and oil ration zone, the States of Alabama, Mississippi, Louisiana and that part of the State of Florida west of the Apalachicola River, was placed in said zone; and

WHEREAS, the entire State of Florida, because of its location and proximity to the said States of Alabama, Mississippi and Louisiana, and to the inland waterway extending along the Gulf coast, logically and rightfully belongs in the said Gulf states gasoline and oil ration zone instead of the eastern gasoline and oil ration zone; NOW, THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF FLORIDA, THE SENATE CONCURRING:

That the Congress of the United States, the Office of Price Administration of the United States, and all national officers, boards and agencies having any relation to the administration

of the gasoline and oil rationing program, be and they are each hereby requested and urged to transfer that part of the State of Florida lying east of the Apalachicola River from the eastern gasoline and oil ration zone to the Gulf States gasoline and oil ration zone where it logically and rightfully belongs.

Be it further resolved that a copy of this resolution be sent to the members of Congress from this State, to the President of the United States and to the National Office of Price Administration.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,
Chief Clerk House of Representatives.

And House Concurrent Resolution No. 2, contained in the above message, was read the first time in full and referred to the Committee on Judiciary "B."

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
April 7, 1943.

Hon. Philip D. Beall,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Papy of Monroe, Lewis of Gulf, Brackin of Okaloosa, Clark of Calhoun, Getzen of Sumter and Scales of Taylor—

House Bill No. 2:

A bill to be entitled An Act to amend Sections 550.04, and 550.08 of Chapter 550 of Florida Statutes, 1941, providing for the operation of dog tracks located in each County for a period not to exceed ninety days; and authorizing dog racing to be conducted from the fifteenth day of November of each year to and including the thirty-first day of May of each year; and designating race season.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,
Chief Clerk House of Representatives.

And House Bill No. 2 contained in the above message, was read the first time by title only and referred to the Committee on Miscellaneous Legislation.

Senator Collins moved that the Senate do now proceed to the consideration of Executive Communications.

Which was agreed to.

And the Senate went into Executive Session at 12:43 o'clock P. M.

The Senate emerged from Executive Session at 1:41 o'clock P. M., and resumed its Session.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams, Baker, Barringer, Beacham, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson.—34.

A quorum present.

The hour of adjournment having arrived a point of order was called and the Senate stood adjourned at 1:44 o'clock P. M., until 11:00 o'clock A. M., Thursday, April 8, 1943.

EXECUTIVE SESSION ANNOUNCEMENTS

The senate in Executive Session on April 7, 1943, advised and consented to the following appointments by the Governor:

John A. H. Murphree, Circuit Judge in and for the Eighth Judicial Circuit, of the State of Florida, for a term expiring First Tuesday after First Monday in January, 1949.

O. C. Parker, Jr., State Attorney in and for the Second Judicial Circuit of the State of Florida, for a term of four years from July 30, 1943.

J. W. Hunter, State Attorney in and for the Fifth Judicial Circuit of the State of Florida, for a term of four years from July 30, 1943.

Chester B. McMullen, State Attorney in and for the Sixth Judicial Circuit of the State of Florida, for a term of four years from July 30, 1943.

T. E. Duncan, State Attorney in and for the Eighth Judicial Circuit of the State of Florida, for a term of four years from July 30, 1943.

Murray W. Overstreet, State Attorney in and for the Ninth Judicial Circuit of the State of Florida, for a term of four years from July 30, 1943.

L. Grady Burton, State Attorney in and for the Tenth Judicial Circuit of the State of Florida, for a term of four years from July 30, 1943.

Stanley Milledge, State Attorney in and for the Eleventh Judicial Circuit of the State of Florida, for a term of four years from July 30, 1943.

Clyde H. Wilson, State Attorney in and for the Twelfth Judicial Circuit of the State of Florida, for a term of four years from July 30, 1943.

J. Rex Farrior, State Attorney in and for the Thirteenth Judicial Circuit of the State of Florida, for a term of four years from July 30, 1943.

L. D. McRae, State Attorney in and for the Fourteenth Judicial Circuit of the State of Florida, for a term of four years from July 30, 1943.

Phil O'Connell, State Attorney in and for the Fifteenth Judicial Circuit of the State of Florida, for a term of four years from July 30, 1943.

R. H. Amidon, Judge of the Criminal Court of Record of Polk County, Florida, for a term of four years from August 9, 1943.

Gunter Stephenson, Solicitor of the Criminal Court of Record of Polk County, Florida, for a term of four years from August 3, 1943.

W. M. Murphy, Judge of the Criminal Court of Record of Orange County, Florida, for a term of four years from July 25, 1943.

O. Raymond Ellars, Solicitor of the Criminal Court of Record of Orange County, Florida, for a term of four years from July 25, 1943.

Ernest E. Mason, Judge of the Court of Record, Escambia County, Florida, for a term of four years from August 16, 1943.

Forsyth Caro, Solicitor of the Court of Record, Escambia County, Florida, for a term of four years from August 19, 1943.

Thomas S. Caro, Judge of the Criminal Court of Record of Monroe County, Florida, for a term of four years from May 6, 1943.

Allan B. Cleare, Jr., Solicitor of the Criminal Court of Record of Monroe County, Florida, for a term of four years from May 6, 1943.

Ben C. Willard, Judge of the Criminal Court of Record of Dade County, State of Florida, for a term of four years from September 17, 1943.

Robert R. Taylor, Solicitor of the Criminal Court of Record of Dade County, State of Florida, for a term of four years from September 13, 1943.

Luther C. Fisher, Member of the State Board of Funeral Directors and Embalmers, State of Florida, for the term expiring August 21, 1944.

Wilfred T. Roberts, Member of the State Board of Funeral Directors and Embalmers, State of Florida, for the term expiring August 21, 1944.

H. Ryland Cox, Member of the State Board of Funeral Directors and Embalmers, State of Florida, for the term expiring October 21, 1944.

H. P. Whidden, Member of the State Board of Funeral Directors and Embalmers, State of Florida, for the term expiring October 21, 1944.

C. D. Vanvleet, Pilot Commissioner for the Port of Boca Grande, Lee County, Florida, for a term expiring November 11, 1945.

Roy C. Adams, Pilot Commissioner for the Port of Boca Grande, Lee County, Florida, for a term expiring November 11, 1945.

Joe M. Hocutt, Pilot Commissioner for the Port of Boca Grande, Lee County, Florida, for a term expiring November 11, 1945.

Richard C. Kuhl, Pilot Commissioner for the Port of Boca Grande, Lee County, Florida, for a term expiring November 11, 1945.

Jerome Fugate, Pilot Commissioner for the Port of Boca Grande, Lee County, Florida, for a term expiring November 11, 1945.

Eva A. Lowther, Member of the State Board of Beauty Culture Examiners, First District of the State of Florida, for the term expiring July 2, 1945.

Mary Singleton, Member of the State Board of Beauty Culture Examiners, Second District of the State of Florida, for the term expiring June 27, 1943; also for a term of three years from June 27, 1943.

Mrs. D. L. Dubey, Member of the State Board of Beauty Culture Examiners, Third District of the State of Florida, for the term expiring June 27, 1945.

Barrett Stephenson, Harbor Master for the Port of Tampa, Hillsborough County, Florida, for a term expiring May 16, 1943.

H. L. Crowder, Pilot Commissioner for the Port of Tampa, Hillsborough County, Florida, for the term expiring June 16, 1943.

J. A. Smith, Pilot Commissioner for the Port of Tampa, Hillsborough County, Florida, for the term expiring June 16, 1943.

Lee F. Pallardy, Pilot Commissioner for the Port of Tampa, Hillsborough County, Florida, for the term expiring June 16, 1943.

Fred J. Woods, Pilot Commissioner for the Port of Tampa, Hillsborough County, Florida, for the term expiring June 16, 1943.

Karl E. Whitaker, Pilot Commissioner for the Port of Tampa, Hillsborough County, Florida, for the term expiring June 16, 1943.

Ernest Overstreet, Harbor Master in and for the Port of Miami, Dade County, Florida, for a term of two years from February 5, 1942.

Edwin N. Belcher, Pilot Commissioner for the Port of Miami, Dade County, Florida, for a term ending November 27, 1945.

J. O. Webster, Pilot Commissioner for the Port of Miami, Dade County, Florida, for a term ending November 25, 1945.

The Senate also advised and consented to the following appointments by the Board of Commissioners of State Institutions, as transmitted to the Senate by the Governor and Chairman of the Board:

Joseph Young Cheney, Member of the State Parole Commission, State of Florida, for the term expiring October 6, 1943.

James T. Vocelle, Member of the State Parole Commission, State of Florida, for the term expiring October 6, 1945.

Francis Rhett Bridges, Jr., Member of the State Parole Commission, State of Florida, for the term expiring October 6, 1947.